

PROPOSITION 59

Date: July 15, 2004

Public Records, Open Meetings.

Legislative Constitutional Amendment.

Resolution Chapter 1, Statutes of 2004 (SCA 1).

Sponsors: Senators John Burton and Bruce McPherson.

**BALLOT LABEL**

**PUBLIC RECORDS, OPEN MEETINGS.  
LEGISLATIVE CONSTITUTIONAL AMENDMENT.**

Amends Constitution to include public's right of access to meetings of government bodies and writings of government officials. Preserves specified constitutional rights; retains existing exclusions for certain meetings and records. Fiscal Impact: Potential minor annual state and local government costs to make additional information available to the public.

**SUBJECT TO COURT  
ORDERED CHANGES**

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 60

Date: July 15, 2004

Election Rights of Political Parties. Surplus Property.

Legislative Constitutional Amendment.

Resolution Chapter 103, Statutes of 2004 (SCA 18).

Sponsors: Senators Johnson and Dede Alpert.

BALLOT LABEL

**ELECTION RIGHTS OF POLITICAL PARTIES. SURPLUS PROPERTY.  
LEGISLATIVE CONSTITUTIONAL AMENDMENT.**

Requires general election ballot include candidate receiving most votes among candidates of same party for partisan office in primary election. Sale proceeds of most surplus state property pay off specified bonds. Fiscal Impact: No fiscal effect from provision affecting primary elections. Net savings over the longer term—potentially low tens of millions of dollars—from accelerated repayment of existing bonds.

**SUBJECT TO COURT  
ORDERED CHANGES**

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 61

Date: July 15, 2004

Children's Hospital Projects. Grant Program.

Bond Act. Initiative Statute.

Proponent: Susan Maddox

**BALLOT LABEL**

**CHILDREN'S HOSPITAL PROJECTS. GRANT PROGRAM.  
BOND ACT. INITIATIVE STATUTE.**

Authorizes \$750 million general obligation bonds for grants to eligible children's hospitals for construction, expansion, remodeling, renovation, furnishing and equipping children's hospitals. Fiscal Impact: State cost of about \$1.5 billion over 30 years to pay off both the principal (\$750 million) and interest (\$756 million) costs of the bonds.

Payments of about \$50 million per year.

**SUBJECT TO COURT  
ORDERED CHANGES**

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 62

Elections. Primaries.

Initiative Constitutional Amendment  
and Statute.

Proponents: Nick Tobey, Susan Riegel Harding  
and George David Kieffer

Date: July 15, 2004

**BALLOT LABEL**

**ELECTIONS. PRIMARIES.**

**INITIATIVE CONSTITUTIONAL AMENDMENT AND STATUTE.**

Requires primary elections where voters may vote for any state or federal candidate regardless of party registration of voter or candidate. The two primary-election candidates receiving most votes for an office, whether they are candidates with "no party" or members of same or different party, would be listed on general election ballot. Exempts presidential nominations. Fiscal Impact: No significant net fiscal effect on state and local governments.

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 63

Date: July 15, 2004

Mental Health Services Expansion, Funding.

Tax On Incomes Above \$1 Million.

Initiative Statute.

Proponents: Assemblyman Darrell Steinberg and  
Sherman Russell Selix, Jr.

**BALLOT LABEL**

**MENTAL HEALTH SERVICES EXPANSION, FUNDING. TAX ON  
PERSONAL INCOMES ABOVE \$1 MILLION. INITIATIVE STATUTE.**

Establishes 1% tax on taxable personal income above \$1 million to fund expanded health services for mentally ill children, adults, seniors. Fiscal Impact: Additional state revenues of about \$800 million annually by 2006-07, with comparable annual increases in total state and county expenditures for expansion of mental health programs. Unknown partially offsetting savings to state and local agencies.

SUBJECT TO COURT  
ORDERED CHANGES

SUBJECT TO COURT  
ORDERED CHANGES

PROPOSITION 64

Limits on Private Enforcement of  
Unfair Business Competition Laws.  
Initiative Statute.

Proponents: Allan Zaremberg and John H. Sullivan

Date: July 15, 2004

**BALLOT LABEL**

**LIMITS ON PRIVATE ENFORCEMENT OF UNFAIR BUSINESS  
COMPETITION LAWS. INITIATIVE STATUTE.**

Allows individual or class action "unfair business" lawsuits only if actual loss suffered; only government officials may enforce these laws on public's behalf. Fiscal Impact: Unknown state fiscal impact depending on whether the measure increases or decreases court workload and the extent to which diverted funds are replaced. Unknown potential costs to local governments, depending on the extent to which diverted funds are replaced.

SUBJECT TO COURT  
ORDERED CHANGES

PROPOSITION 65

Date: July 15, 2004

Local Government Funds, Revenues.

State Mandates. Initiative Constitutional Amendment.

Proponents: Steven C. Szalay, Catherine Smith  
and Christopher K. McKenzie

**BALLOT LABEL**

**LOCAL GOVERNMENT FUNDS, REVENUES. STATE MANDATES.  
INITIATIVE CONSTITUTIONAL AMENDMENT.**

Requires voter approval for reduction of local fee/tax revenues. Permits suspension of state mandate if no state reimbursement to local government within 180 days after obligation determined. Fiscal Impact: Higher local government revenues than otherwise would have been the case, possibly in the billions of dollars annually over time. Any such local revenue impacts would result in decreased resources to the state of similar amounts.

SUBJECT TO COURT  
ORDERED CHANGES

SUBJECT TO COURT  
ORDERED CHANGES

PROPOSITION 66

Limitations on "Three Strikes" Law  
Sex Crimes. Punishment.  
Initiative Statute.

Proponent: James R. "Jim" Benson

Date: July 15, 2004

**BALLOT LABEL**

**LIMITATIONS ON "THREE STRIKES" LAW. SEX CRIMES.  
PUNISHMENT. INITIATIVE STATUTE.**

Limits "Three Strikes" law to violent and/or serious felonies. Permits limited re-sentencing under new definitions. Increases punishment for specified sex crimes against children. Fiscal Impact: Over the long run, net state savings of up to several hundred million dollars annually, primarily to the prison system; local jail and court-related costs of potentially more than ten million dollars annually.

**SUBJECT TO COURT  
ORDERED CHANGES**

**SUBJECT TO COURT  
ORDERED CHANGES**



PROPOSITION 67

Date: July 15, 2004

Emergency Medical Services. Funding.  
Telephone Surcharge. Initiative Constitutional  
Amendment and Statute.

Proponents: John Whitelaw, M.D.  
Kacey Hansen, R.N.  
William Wesley Fields, M.D.

**BALLOT LABEL**

**EMERGENCY MEDICAL SERVICES.  
FUNDING. TELEPHONE SURCHARGE.  
INITIATIVE CONSTITUTIONAL AMENDMENT AND STATUTE.**

Increases telephone surcharge and allocates other funds for emergency room physicians, hospital emergency rooms, community clinics, emergency personnel training/equipment, and 911 telephone system. Fiscal Impact: Increased state revenues of about \$500 million annually to reimburse physicians and hospitals for uncompensated emergency medical services and other specified purposes. Continues \$32 million in state funding for physicians and clinics for uncompensated medical care.

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 68

Date: July 15, 2004

Non-Tribal Commercial Gambling Expansion.

Tribal Gaming Compact Amendments.

Revenues, Tax Exemptions.

Initiative Constitutional Amendment and Statute.

Proponents: Louis J. Blanas and Lee Baca

**BALLOT LABEL**

**NON-TRIBAL COMMERCIAL GAMBLING EXPANSION.  
TRIBAL GAMING COMPACT AMENDMENTS.  
REVENUES, TAX EXEMPTIONS. INITIATIVE CONSTITUTIONAL  
AMENDMENT AND STATUTE.**

Authorizes tribal compact amendments. Unless tribes accept, authorizes casino gaming for sixteen non-tribal establishments. Percentage of gaming revenues fund government services. Fiscal Impact: Increased gambling revenues—potentially over \$1 billion annually—primarily to local governments for additional specified services. Depending on outcome of tribal negotiations, potential loss of state revenues totaling hundreds of millions of dollars annually.

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 69

DNA Samples. Collection. Database.

Funding. Initiative Statute.

Proponent: Bruce E. Harrington

Date: July 15, 2004

**BALLOT LABEL**

**DNA SAMPLES. COLLECTION. DATABASE.  
FUNDING. INITIATIVE STATUTE.**

Requires collection of DNA samples from all felons, and from others arrested for or charged with specified crimes, and submission to state DNA database.

Provides for funding. Fiscal Impact: Net state cost to process DNA samples of potentially nearly \$20 million annually when costs are fully realized. Local costs likely more than fully offset by revenues, with the additional revenues available for other DNA-related activities.

**SUBJECT TO COURT  
ORDERED CHANGES**

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 70

Date: July 15, 2004

Tribal Gaming Compacts.

Exclusive Gaming Rights.

Contributions to State. Initiative

Constitutional Amendment and Statute.

Proponent: Richard Milanovich

**BALLOT LABEL**

**TRIBAL GAMING COMPACTS. EXCLUSIVE GAMING RIGHTS.  
CONTRIBUTIONS TO STATE. INITIATIVE CONSTITUTIONAL  
AMENDMENT AND STATUTE.**

Upon tribe's request, Governor must execute 99-year compact. Tribes contribute percentage of net gaming income to state funds, in exchange for expanded, exclusive tribal casino gaming. Fiscal Impact: Unknown effect on payments to the state from Indian tribes. The potential increase or decrease in these payments could be in the tens of millions to over a hundred million dollars annually.

**SUBJECT TO COURT  
ORDERED CHANGES**

PROPOSITION 71

Stem Cell Research. Funding. Bonds.

Initiative Constitutional Amendment and Statute.

Proponents: Roberta B. Johansen and James C. Harrison

Date: July 15, 2004

**BALLOT LABEL**

**STEM CELL RESEARCH. FUNDING. BONDS. INITIATIVE  
CONSTITUTIONAL AMENDMENT AND STATUTE.**

This measure establishes "California Institute for Regenerative Medicine" to regulate and fund stem cell research, constitutional right to conduct such research, and oversight committee. Prohibits funding of human reproductive cloning research. Fiscal Impact: State cost of about \$6 billion over 30 years to pay off both the principal (\$3 billion) and interest (\$3 billion) on the bonds. State payments averaging about \$200 million per year.

**SUBJECT TO COURT  
ORDERED CHANGES**

**SUBJECT TO COURT  
ORDERED CHANGES.**

PROPOSITION 72  
Health Care Coverage  
Requirements. Referendum.  
Chapter 673, Statutes of 2003 (SB 2).  
Proponents: Allan Zarembeg  
John Dunlap III

Date: July 15, 2004

**BALLOT LABEL**

**HEALTH CARE COVERAGE REQUIREMENTS. REFERENDUM.**

A "Yes" vote approves, and a "No" vote rejects legislation requiring health care coverage for employees, as specified, working for large and medium employers. Fiscal Impact: Significant expenditures fully offset, mainly by employer fees, for a state program primarily to purchase private health insurance coverage. Significant county health program savings. Significant public employer health coverage costs. Significant net state revenue losses. Overall unknown net state and local savings or costs.

**SUBJECT TO COURT  
ORDERED CHANGES**